

REMARKS

Herein, the "Action" or "Office Action" refers to the Office Action dated 3/1/2005.

Applicant respectfully requests reconsideration and allowance of all of the claims of the application. Claims 25-27, 29-33, 66, and 68 are presently pending. Claims amended herein are 25 and 27. Claims withdrawn or cancelled herein are 34-36. New claims added herein are none.

Telephone Interview

Applicant appreciates the Examiner Kim granting a telephone interview with the undersigned attorney for Applicant on May 31, 2005. In this interview, the Examiner clarified what claim amendments and claim cancellations were necessary for him to declare the claims in a condition for allowance. Applicant amends and cancels claims herein accordingly.

Allowable Claims

Applicant appreciates the Office's recognition of the allowability of claim 33 if re-written into independent forms. Applicant does that herein. However, Applicant incorporates the dependencies of claim 33 into its base claim 25.

Applicant appreciates the Office's recognition of the allowability of claims 25-27, 29-32, and 68 if re-written into independent forms. The amendment of 25 makes rewriting of claims 25-27 and 29-32 unnecessary. On the telephone, the Examiner indicated that no amendment was necessary to claims 66 and 68 to overcome the § 112 rejections.

Serial No.: 09/843,279
Atty Docket No.: MS1-792US
RESPONSE TO OFFICE ACTION DATED 3/1/2005

1 To speed along issuance of claims in this case, Applicant cancels claims
2 34-36 which leaves the claims pending which are the ones that the Office indicates
3 would be allowable.

4 **Claim 27**

5 Applicant amends claim 27 to clarify which "signal" is being referenced.

6 **Conclusion**

7 All pending claims are in condition for allowance. Applicant respectfully
8 requests reconsideration and prompt issuance of the application. If any issues
9 remain that prevent issuance of this application, the Office is urged to contact the
10 undersigned attorney before issuing a subsequent Action.

11
12 Respectfully Submitted,

13
14 Dated: 6-1-05

15 By: 

16 Kasey C. Christie
17 Reg. No. 40559
18 (509) 324-9256 x232
19 kasey@leehayes.com
20 www.lcchayes.com

421 West Riverside, Suite 500
Spokane, WA 99201
P: 509-324-9256
F: 509-323-8979
www.leehayes.com

lee&hayes